



UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY
AND DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
WWW.USPTO.GOV

DEC - 9 2002

MICHAEL L. GOLDMAN
NIXON PEABODY LLP
CLINTON SQUARE
P.O. BOX 31051
ROCHESTER NY 14603

#7

In re Application of :
Dewen Qui et al :
Serial No.: 09/766,348 : WITHDRAWAL OF ABANDONMENT
Filed: January 19, 2001 :
Attorney Docket No.: 19603/2986 :


This is in response to applicants' petition under 37 CFR 1.181, filed October 29, 2002, requesting revival of the above-identified application based on non-receipt of an Office action.

A review of the file history shows the examiner mailed an Office action to applicants on March 11, 2002, setting a one month shortened statutory period for reply. Upon failure to receive a reply the application was held abandoned as of September 12, 2002, however a Notice of Abandonment has not yet been mailed to applicants. Applicants state that the Office action was never received and provide statements and docket record evidence of non-receipt in support thereof. In view thereof, the Notice of Abandonment is withdrawn and the application is restored to a pending status with the mailing of this decision.

Applicants' petition is **GRANTED**.

The application will be forwarded to the examiner for remailing of the last Office action.

Should there be any questions regarding this decision, please contact William R. Dixon, Jr., by mail addressed to Director, Technology Center 1600, Washington, D.C. 20231, or by telephone at (703) 308-3824 or by facsimile transmission at (703) 305-7230.


John Doll
Director, Technology Center 1600